IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CRIMINAL APPELLATE JURISDICTION

CRIMINAL APPLICATION NO.3853 OF 2006

Nandu Rohidas Chavan & others Applicants
versus
The State of Maharashtra & anr. Respondents

Mr.V.A.Sugdare for applicants.
Ms.R.M.Gadhavi, APP for respondents.

CORAM : S.C.DHARMADHIKARI, J.

DATE : 19th October 2006

PC :

1. The applicant in Criminal Application No.3853 of 2006 apprehends arrest in the CR No.60 of 2006 registered with Yevla City Police Station for the offences punishable under sections 306 r/w 34 of IPC, which is subject matter of Criminal Application No.3724 of 2006.

2. Shri Sugdare appearing for applicants submits that the applicants are carrying on business in Kannad Taluka in Aurangabad District. Although the applicants are from Kannad where the deceased at the relevant time was allegedly posted, the applicants are not associated with the business

of Bhagya Agrotech nor are the applicants having any Agrotech agency. They are employees of Raj Agrotech which is carrying on business at Shirpur in Dhule District.

3. For the reasons that I have given for enlarging Bhika Patil, applicant in Criminal Application No.3724 of 2006, the applicant in present application deserves to be enlarged on pre-arrest bail on identical conditions. Hence, following order :-

(i) In the event of the arrest of the applicants in connection with C.R.No.60 of 2006 registered with Yevla City Police Station the applicants shall be enlarged on bail subject to furnishing P.R.Bond in the sum of Rs.15,000/- (Rs.Fifteen thousand only) each with one or two local sureties in the like sum;

(ii) The applicants shall report to Yevla City Police Station, District Nashik as and when summoned;

(iii) The applicants shall forthwith furnish their residential addresses to the I.O. and shall not change their residence without giving

prior intimation to the I.O;

(iv) The bail is granted subject to condition that the applicant shall not, directly or indirectly, make any inducement, threat or promise to any person acquainted with the facts of accusation against him so as to dissuade him from disclosing such facts to the Court or to the Police Officer/Investigating Agency. The applicant shall not tamper with the prosecution evidence;

(v) Any observation made in this order shall not be construed as any finding or any expression of opinion on the merits of the case at the time of trial;

(vi) This order will enure to the benefit of the applicant only till charge sheet is filed. Thereafter, he will be free to apply to the appropriate Court for appropriate relief;

(vii) Application is disposed of in the above terms.

(S.C.DHARMADHIKARI, J.)